

**GOVERNMENT OF INDIA  
HOME AFFAIRS  
LOK SABHA**

UNSTARRED QUESTION NO:3489  
ANSWERED ON:11.08.2015  
Criminal Justice System  
Mishra Shri Anoop

**Will the Minister of HOME AFFAIRS be pleased to state:**

- (a) whether the existing criminal justice system has not stood the test of time in reducing the delay in disposal of cases and increasing the rate of conviction in grave crimes;
- (b) if so, the reaction of the Government thereto;
- (c) whether the Government has taken measures to reform the criminal justice system in the wake of the Law Commissions report and the report of the Justice Malimath Committee;
- (d) if so, the details thereof;
- (e) whether the Government proposes to reclassify certain offences under the non-cognizable category as cognizable offences under the Code of Criminal Procedure and the Indian Penal Code; and
- (f) if so, the details thereof and if not, the reasons therefor?

**Answer**

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS  
(SHRI HARIBHAI PARATHIBHAI CHAUDHARY)

(a) to (d): Amendments in the Criminal Justice System are a continuous process in order to make the laws in sync with social changes. Amendments in the Indian Penal Code and the Code of Criminal Procedure are carried out from time to time based on the recommendations of the Law Commission of India, various Court judgments and the reports of any

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other Committee specially constituted for the purpose. The Justice Malimath Committee Report of 2003 and the Professor Madhava Menon Committee Report of 2007 have been referred to the Law Commission of India with a request for giving a comprehensive report covering all aspects of criminal law so that comprehensive amendments can be made in the various laws viz. Indian Penal Code, Code of Criminal Procedure and the Indian Evidence Act, etc. The Law Commission of India has intimated that they have identified certain focus areas and formed sub-groups to deliberate on such areas relating to IPC and CrPC.

(e) & (f): There is no proposal at present to re-classify any of the offences under the non-cognizable category as cognizable offences under the Code of Criminal Procedure and the Indian Penal Code. However, the Law Commission of India has reported that they have received representations for reclassifying the offence under section 187 of Indian Penal Code from non-cognizable category into cognizable offences.

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